

RE: Questions re: process for RFAs

From: "Dakalbab, Talal" <talal.dakalbab@ps-sp.gc.ca>
To: "Bhupsingh, Trevor" <trevor.bhupsingh@ps-sp.gc.ca>
Date: Fri, 04 Feb 2022 21:49:24 +0000

This is far from being solved. Still discussions on their way to clarify Q2

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From: Bhupsingh, Trevor <Trevor.Bhupsingh@ps-sp.gc.ca>
Sent: Friday, February 4, 2022 10:03 AM
To: Dakalbab, Talal <Talal.Dakalbab@PS-SP.GC.CA>
Subject: FW: Questions re: process for RFAs

FYI – Please see #2. Who on your team can we connect in order to respond. T

From: Khawja, Teepu (SOLGEN) <Teepu.Khawja@ontario.ca>
Sent: Friday, February 4, 2022 9:17 AM
To: deryck.trehearne@canada.ca; Trehearne, Deryck <Deryck.Trehearne@PS-SP.GC.CA>; Bhupsingh, Trevor <Trevor.Bhupsingh@ps-sp.gc.ca>
Subject: Questions re: process for RFAs

Hi Trevor and Deryck

I was hoping for some clarity on a few RFA process-related items based on some references I have been seeing in recent media coverage for Ottawa.

But let me preface these questions as clearly as I can – there is no discussion that I am involved in re: requesting military. I just want to be clear on process in case I get asked questions.

1. **RFA vs ALEA** – we were told an ALEA was needed for police services to use parts of Rideau Hall which is different than an RFA as we understood it which is for emergency response. Considering it was just to use a facility, in hindsight do you still feel it was accurate to frame it as an ALEA rather than an RFA (*because I thought ALEA was for Canadian Armed Forces support to local police force, if the assistance is in the national interest and the matter cannot be effectively dealt with except with the assistance of the Canadian Armed Forces and Ottawa Police were just asking for use of a parking lot*)?
2. **Request for law enforcement support under Ontario Police Services Act** – [this article](#) says that the feds approved a request from Ottawa for RCMP support. I would have assumed such a request would have required a provincial Minister request. But clearly it didn't. I am fine with that but want to check on process. Was that a political decision that by-passed process or this

type of request could be made by either a municipal or provincial police service?

3. **Ottawa or Provincial RFA?** [this article](#) downplays the use of military by the PM but he says feds will consider a request by either Ottawa or Ontario. So which is it? Under what circumstances could Ottawa directly ask versus PS-ON coming to the province and saying we need to request it? And if Ottawa could ask directly then can you confirm it would be PS working directly with the muni and not using us as an intermediary (because as above, we weren't an intermediary for the RCMP request)
4. **Aid to Civil Power** – [this same article](#) says feds could bring military in under your emergency statute or provincial by way of Aid to Civil Power. In terms of the latter, this is significantly different than an ALEA and my understanding is that it is used for Canadian Armed Forces support to local police force to help quell a riot or disturbance (occurring or likely to occur). Would you agree? And in terms of process, I understood it would require our Provincial Attorney General (which is a different Minister than mine) to make that request to the Chief of Defence. Would you agree with that, or from your perspective it doesn't matter which provincial Minister sends the letter and it should be routed through your Minister and not DND?

Sorry for the questions. But you can see from the above there is a lot in the media leading to process questions internally here and I don't always have clear answers. So I appreciate your advice. And again NO discussion about military request that I am involved in – I am being proactively curious.

Teepu Khawja

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